

Court of Appeals, Division One

Criminal

1 CA-CR 15-0562

STATE v. RIVERA

Appellate Case Information

Case Filed: 27-Aug-2015
Case Closed:

Dept/Composition

Department C (August)

Hon. Samuel A Thumma
Hon. Margaret H Downie
Hon. Jon W Thompson

Side 1. STATE OF ARIZONA, Appellee

(Litigant Group) STATE OF ARIZONA

- State of Arizona

Attorneys for: Appellee

Alice Jones, Esq. (AZ Bar No. 28062)

Side 2. MARIO RIVERA, Appellant

(Litigant Group) MARIO RIVERA

- Mario Rivera

Attorneys for: Appellant

Christopher Stavris, Esq. (AZ Bar No. 25096)

CASE STATUS

Oct 4, 2016.....Decision Rendered

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CR2013-110648-001	Burglary in the Third Degree, Class 4; Possession of Burglary Tools, Class 6	10 Years; 3.5 Years	Karen A Mullins, Sentencing	JURY	

DESCENDENT CASE(S)

ASC CR-16-0441-PR

OPEN DUE DATE

Petition for Review to ASC due

Due By:

Thursday, January 5, 2017

Re: MEMORANDUM DECISION (Affirmed) Hon Jon W Thompson - Author; Hon Samuel A Thumma - Concur; Hon Margaret H Downie - Concur

[2 extensions]

CASE DECISION

04-Oct-2016 MEMORANDUM DECISION

Jon Thompson.....Author
Samuel Thumma.....Concur
Margaret Downie.....Concur

Filed: 04-Oct-2016

Mandate:

Decision Disposition

Affirmed

42 PROCEEDING ENTRIES

- 27-Aug-2015 FILED: Notice of Appeal from Maricopa County Superior Court filed 06/29/15.
- 27-Aug-2015 FILED: e-Record on Appeal: Instruments/Minute Entries: Combined
Disposition Report: None
Exhibits: None
- 28-Aug-2015 FILED: Additional Record on Appeal
Exhibits:
Hearing Date 06/30/2014 List # 24 25 31 32 33 34 35 36 37 in a manila envelope
- 31-Aug-2015 ORDERED: Appointing Maricopa County Public Defender as counsel for appellant. FURTHER ORDERED: Transcripts due 10/13/2015. Anthony Mackey ProTem Judge - Author

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5.	29-Sep-2015	FILED: Courtesy Copy of Designation of Record for Appeal Filed in Superior Court (Appellant)
6.	30-Sep-2015	ORDERED: Court Reporter Christine Coaly transcripts dated 06/18/14, 07/02/14, 07/03/14, 09/10/14 due 10/30/15. Hon Samuel A Thumma - Author
7.	30-Sep-2015	ORDERED: Court Reporter Terry Masciola transcripts dated 05/15/13, 07/30/13 due 10/30/15. Hon Samuel A Thumma - Author
8.	30-Sep-2015	ORDERED: Ken Crenshaw transcript dated 04/25/13 due 10/30/15. Hon Samuel A Thumma - Author
9.	30-Sep-2015	ORDERED: Court Reporter Doreen Sutton transcript dated 06/30/14 due 10/30/15. Hon Samuel A Thumma - Author
10.	30-Sep-2015	ORDERED: Court Reporter Lisa Bradley transcript dated 07/01/14 due 10/30/15. Hon Samuel A Thumma - Author
11.	5-Oct-2015	FILED: Supplemented Superior Court e-Record with Revised Index of Record
12.	5-Oct-2015	FILED: Reporter's Transcript - 06/30/14 - Jury Selection (Doreen Sutton)
13.	26-Oct-2015	FILED: Reporter's Transcript - 06/18/2014 - (Christine Coaly)
14.	26-Oct-2015	FILED: Reporter's Transcripts - 09/10/2014 - (Christine Coaly)
15.	26-Oct-2015	FILED: Reporters Transcript - 7/3/2015 (Christine Coaly)
16.	27-Oct-2015	FILED: First Motion for Extension (Of Time to File Transcripts) (Lisa Bradley)
17.	28-Oct-2015	FILED: Reporters Transcript - 7/2/2014 - (Christine Coaly)
18.	29-Oct-2015	ORDERED: First Motion for Extension (Of Time to File Transcripts) (Lisa Bradley) = GRANTED. Transcript dated 07/01/14 due date EXTENDED from Friday, 10-30-2015 to Monday, 11-30-2015 or OSC 12/02/15. Hon Samuel A Thumma - Author
19.	30-Oct-2015	FILED: Reporter's Transcript - 04/25/2013 - (Donna Limerick)
20.	1-Nov-2015	FILED: Reporter's Transcripts - 05/15/2013 - (Terry Masciola)
21.	1-Nov-2015	FILED: Reporter's Transcript - 07/30/2013 - (Terry Masciola)
22.	22-Nov-2015	FILED: Reporters Transcript - 07/01/2014 - (Lisa Bradley)
23.	23-Nov-2015	FILED: Notice of Completion of Record
24.	4-Dec-2015	FILED: Motion to Withdraw and Substitute New Counsel; Motion to Extend Opening Brief Due Date; Certificate of Service (Appellant)
25.	8-Dec-2015	ORDERED: Motion to Withdraw and Substitute New Counsel (Appellant) = GRANTED. FURTHER ORDERED: Appointing Christopher Starvis as counsel for appellant. FURTHER ORDERED: Maricopa County Public Defender forward all files to newly appointed counsel. FURTHER ORDERED: Motion to Extend Opening Brief Due Date (Appellant) = GRANTED. Due date EXTENDED from Thursday, 01-07-2016 to Friday, 01-22-2016. Anthony Mackey ProTem Judge - Author
26.	22-Jan-2016	FILED: Motion for Extension of Time in Which to File Appellant's Opening Brief; Certificate of Service (Appellant)
27.	25-Jan-2016	ORDERED: Motion for Extension of Time in Which to File Appellant's Opening Brief (Appellant)= GRANTED. Due date EXTENDED from Friday, 01-22-2016 to Monday, 02-22-2016. Anthony Mackey ProTem Judge - Author
28.	5-Feb-2016	FILED: Appellant's Opening Brief; Certificate of Compliance; Certificate of Service (Appellant)
29.	29-Mar-2016	ORDERED: Answering Brief due date EXTENDED to 04/28/2016 or OSC 05/04/2016 (Joseph Maziarz). Fred Cole ProTem Judge - Author
30.	5-Apr-2016	FILED: Notice of Appearance; Certificate of Service (Appellee)
31.	27-Apr-2016	FILED: Motion for Extension of Time to File Answering Brief and to Vacate Order to Show Cause Hearing; Certificate of Service (Appellee)

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42 PROCEEDING ENTRIES

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| 32. | 2-May-2016 | ORDERED: Motion for Extension of Time to File Answering Brief and to Vacate Order to Show Cause Hearing (Appellee) = GRANTED/Due date EXTENDED from Thursday, 04-28-2016 to Friday, 05-20-2016. FURTHER ORDERED: Vacating the order to show cause hearing on 05/04/2016. Anthony Mackey ProTem Judge - Author |
| 33. | 20-May-2016 | FILED: Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee) |
| 34. | 2-Jun-2016 | FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days |
| 35. | 9-Jun-2016 | FILED: Supplemented Superior Court e-Record with Revised Index of Record |
| 36. | 14-Jun-2016 | FILED: Letter, undated, from Appellant to Court re: Status |
| 37. | 20-Jun-2016 | FILED: Letter, 6/20/16, from Court to Appellant, enclosing copy of docket |
| 38. | 5-Jul-2016 | CLNDR: CONFERENCE, Department C (August), 8-16-16, COURTROOM 2. |
| 39. | 4-Oct-2016 | MEMORANDUM DECISION (Affirmed) Hon Jon W Thompson - Author; Hon Samuel A Thumma - Concur; Hon Margaret H Downie - Concur |
| 40. | 4-Oct-2016 | FILED: Memorandum Decision Distribution List |
| 41. | 31-Oct-2016 | FILED: ASC Order filed 10/31/2016 re: extending time for filing Petition for Review to 12/05/2016 |
| 42. | 12-Dec-2016 | FILED: ASC Order filed 12/12/2016 re: extending time for filing Petition for Review to 01/05/2017 |